

SENATOR BROMM: Yes, Senator Bernard-Stevens, I sure would, and as I understand it, the question that you have goes to the last sentence, which reads unless a greater vote is required by law, an affirmative vote of at least one-half of the elected members shall be required for the transaction of any business, is that right?

SENATOR BERNARD-STEVENS: Correct.

SENATOR BROMM: Okay. The background for that is that to pass an ordinance, to pass an ordinance, you have to have an absolute majority vote, and most, most city councils of second class cities are six people. It is always an even number, and so that would require a vote of four to pass an ordinance, no matter what. So that's what really is referred to by the clause, unless a greater vote is required by law. Okay, let's say it is just a motion, rather than an ordinance, then an affirmative vote of at least one-half of the elected members would be required for the transaction of any business. So if you had, first of all you have to have a quorum, which would require you to have four people there out of a six-member council. The sentence above that requires a majority of the members to have a quorum. So then if you had a vote just on a motion, you had four people, there would have to be at least three to one to have an affirmative vote of at least one-half of the members to pass that motion. Now that's what that means, the difference between an ordinance and a regular motion, if that answers that.

SENATOR BERNARD-STEVENS: Okay, now I just have a further clarification. I am going on a handout on the first class cities, six council members, and I am going to the part that says all issues, including ordinances, are you with me, Senator Bromm.

SENATOR BROMM: Yes.

SENATOR BERNARD-STEVENS: Okay, in this case, in a city of the first class, if I had a city council of six, if the mayor voted...if it's a two-two tie with two people, obviously, not there or not voting, I assume, the mayor then could break the tie so that in a city council of six a three-two vote, which would not even be a majority, would carry the day. Would that be...would that be...is that true or not?